Regular Meeting Called to Order
The regular meeting of the Ontario County Board of Supervisors was called to order at 06:30 PM at 74 Ontario Street, Canandaigua, NY 14424, with Chairman Todd Campbell presiding.

Pledge of Allegiance:

The Pledge of Allegiance was led by Supervisor John Cowley from the Town of Naples.

Roll Call:
Members Present: Supervisors David Baker, Todd Campbell, John Cowley, Peter Ingalsbe, James Kennedy, Jack Marren, Daniel Marshall, Daryl Marshall, William Namestnik, David Phillips, John Pruett, Jared Simpson, Dale Stell, Frederick Stresing, Christopher Vastola, Mark Venuti, William Wellman, Andrew Wickham, Frederick Wille, Nancy Yacci. Necessarily Absent: Supervisor(s) Louis Guard.

Approval of Minutes:

Supervisor Christopher Vastola motioned to approve the minutes of the preceding session. The motion was seconded by Supervisor John Pruett. The motion passed.

Public Hearing:

A Public Hearing concerning the Finger Lakes Community College 2024-2024 tentative budget was opened at 6:31 PM in the Supervisors' Session Room located in room 218 at 74 Ontario St., Canandaigua, New York, on Thursday, July 11, 2024.

Mr. Todd Campell, Chairman of the Board of Supervisors, presided.

As no one wished to speak, the public hearing was closed at 6:32 PM.

Reports of County Officials:
County Administrator, Chris DeBolt, thanked everyone that came out to the ribbon cutting ceromny for the new upgraded firing range. He also let the Board know that Economic Development sent out this afternoon a Doodle Poll to the Board to select a date for a Railroad Tour.

Privilege of the Floor: (Speakers will be limited to three minutes):

No one requested privilege of the floor.

Communications and Reports on File with the Board Clerk's Office:

- The approved minutes of the Health & Human Services, the Planning & Environmental Quality, and the Public Works Committee meetings, held on June 10, 2024.
- The approved minutes of the Public Safety, Governmental Operations & Insurance, and

the Ways & Means Committee meetings, held on June 12, 2024.
- Act No. 266-2024 entitled, "Applauding NRA's Victory in Scotus Decision and Condemning New York State", received from Cattaraugus County.
- Act No. 267-2024 entitled, "Condemning State and Federal Elected Officials for Allowing Electric Vehicles to Go Untaxed at the Same Rate as Fuel-Powered Vehicles", received from Cattaraugus County.
- Act No. 294-2024 entitled, "Supporting Olean General Hospital's Funding Request for Transformation of Emergency Department", received from Cattaraugus County.
- An online form submittal, inviting the Board to celebrate an Eagle Scout Court of Honor for Matthew Triola for his project to hold a pet supply drive for Happy Tails/Ontario County Humane Society, received from Stephen Triola.
- The May 2024 Happy Tails, Ontario County Humane Society Director's Report, received from William E. Martin, Shelter Director.
- Official copies of the revised Notifications of Grant Award (NGAs) and budget pages for the EISEP, CSE, and WIN programs for the period of April 1, 2023, through March 31, 2024, received from John P. Cochran, Chief of Staff, NYS Office for the Aging.
- A List of Certified 2024 Equalization Rates dated 6/21/24, received from Jason Ayotte, Real Property Analyst 3, NYS Dept. of Taxation and Finance, Office of Real Property Tax Services.
- A List of Certified 2024 Equalization Rates dated 6/26/24, received from Jason Ayotte, Real Property Analyst 3, NYS Dept. of Taxation and Finance, Office of Real Property Tax Services.
- 2024 Resolution 59-2024 entitled, "Setting a Public Hearing on Local Law 4 of 2024, Amending Local Law 4 of 2020", received from the Town of Geneva.
- Resolution No. 147-2024 entitled, "Resolution Requesting No Early Voting Site in the Town of Victor if No Victor Voters are Eligible to Vote in Such Election", received from the Town of Victor.
- Summer 2024, "The Lake Reporter" received from Canandaigua Lake Watershed Association.

Reports Of Special Committees:

There were no reports of special committees.

Reports Of Standing Committees:

Supervisor David Phillips recognized and congratulated the eight recipients of this year's Ontario County/Casella scholarships. He read a brief bio of the following recipients that were in attendance. Finnegan Beecher, Emily Hay, Olivia Maslyn, and Emily and Natalie McFadden. The three recipients that were not able to attend are Soraya Hammer, Emily Meath, and Molly Mueller.

Resolutions:

Governmental Operations & Insurance Committee

Supervisor Peter Ingalsbe offered the following two resolutions as a block and moved for its adoption, seconded by Supervisor Andrew Wickham:

RESOLUTION NO. 402-2024
AUTHORIZATION TO AMEND NYS CONTRACT BOE01-C003234-1110000
HELP AMERICA VOTE ACT (HAVA) OPERATIONS COSTS
(SHOEBOX) GRANT PROJECT

WHEREAS, The Ontario County Board of Elections is required by New York State Election Law to conduct elections in accordance with the Help America Vote Act (HAVA); and

WHEREAS, The State of New York has provided a grant (BOE01-C003234-1110000) to reimburse Ontario County for related expenses related to the implementation, installation, storage and maintenance of voting machines required by HAVA; and

WHEREAS, The Ontario County Board of Supervisors previously accepted this grant with Resolution No. 260-2012 and subsequent extensions in 2014, 2016, 2019, 2021 and 2023; and

WHEREAS, The State of New York has extended the period of the grant program through March 31, 2025; and

WHEREAS, Authorization by the Ontario County Board of Supervisors is required for acceptance of said grant extension; and

WHEREAS, The Governmental Operations and Insurance and Ways and Means Committees have reviewed and recommended accepting the grant extension from NYS Board of Elections (NYS BOE) for the purpose of purchasing equipment, supplies and support services necessary to remain compliant with HAVA; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby accepts NYS grant funding for an amount up to $294,649.32 for the period April 07, 2021 through March 31, 2025; and further

RESOLVED, That upon review and approval of the County Attorney as to form, the County Administrator be, and hereby is, authorized and empowered to execute the grant with NYS BOE and all other documents necessary to effectuate the purpose of this resolution; and further

RESOLVED, That any unencumbered and unspent funds from the prior grant year be carried forward into the current grant year ending March 31, 2025: and further

RESOLVED, That the Finance Department be authorized to make any budgetary and accounting entries to effectuate the intent of the resolution; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to NYS BOE.

RESOLUTION NO. 403-2024
AUTHORIZATION TO AMEND NYS GRANT BOE01-C004375-1110000
TECHNOLOGY INNOVATION AND ELECTION RESOURCES
(TIER) GRANT PROGRAM

WHEREAS, The Ontario County Board of Elections has the requirement to upgrade software, technology, equipment, and infrastructure to improve connectivity and security; and

WHEREAS, The State of New York has provided a grant (BOE01-C004375-1110000) to reimburse Ontario County for said costs; and

WHEREAS, The Ontario County Board of Supervisors previously accepted this grant with Resolution No.'s 552-2021, 337-2023, and 415-2023; and

WHEREAS, The State of New York has previously reimbursed Ontario County $72,124.62 for purchases of voting equipment utilizing this grant; and

WHEREAS, The State of New York has extended the period of the grant program through March 31, 2025; and

WHEREAS, Authorization by the Ontario County Board of Supervisors is required for acceptance of said additional NYS funds and extension; and

WHEREAS, The Governmental Operations and Insurance and Ways and Means Committees have reviewed and recommended accepting the grant extension from NYS Board of Elections for the purpose of purchasing upgrades to the Board of Elections equipment, software, technology, and election security; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby accepts NYS grant funding for an amount up to $220,984.67 for the period April 07, 2021 through March 31, 2025; and further

RESOLVED, That upon review and approval of the County Attorney as to form, the County Administrator be, and hereby is, authorized and empowered to execute the grant with NYS BOE and all other documents necessary to effectuate the purpose of this resolution; and further

RESOLVED, That the Finance Department be authorized to make any budgetary and accounting entries to effectuate the intent of the resolution; and further

RESOLVED, That any unencumbered and unspent funds from the prior grant year be carried forward into the current grant year ending March 31, 2025; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to NYS BOE.

The foregoing block of two resolutions Passed. Yes; 20, No; 0; Abstained; 0

Supervisor Peter Ingalsbe offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Frederick Wille:

RESOLUTION NO. 404-2024
RESOLUTION FOR AUTHORIZATION OF SETTLEMENT FROM RISK RETENTION FUND

WHEREAS, Plaintiff, Mary Beth Shaver, individually; as Parent and Natural Guardian of Delaney Renee Shaver and Kelsey Paige Shaver, Minors; and as Limited Administrator of the Estate of Joshua Shaver, filed an action (the “Litigation”) in the State of New York Supreme Court, County of Ontario, alleging in part, various claims against Ontario County and other parties arising out of a motor vehicle accident that occurred in May of 2017; and

WHEREAS, Ontario County has denied, and continues to deny, liability; and

WHEREAS, The cost to defend the aforesaid claims is substantial, with no certainty of outcome predictable; and

WHEREAS, The Plaintiff and Ontario County recently engaged in negotiations regarding resolution of the Litigation; and

WHEREAS, The parties negotiated a settlement whereby the Plaintiff will release Ontario County from all claims raised in the Litigation, in consideration of a settlement payment of $75,000.00; and

WHEREAS, The Governmental Operations and Insurance Committee recommends the adoption of this resolution; now, therefore, be it

RESOLVED, The County Attorney, on behalf of the County of Ontario, is hereby authorized to settle the Litigation for an amount not to exceed $75,000.00, contingent upon any necessary judicial authorizations and the execution of appropriate releases and stipulations of discontinuance, as approved by the County Attorney; and further

RESOLVED, Upon the consummation of the settlement as authorized above, and upon the representation of the County Attorney that appropriate documents have been executed to conclude these claims against the County and all County employees, the Director of Finance shall pay the stipulated amount to the Plaintiff or her representative; and further

RESOLVED, That the Director of Finance is authorized and directed to make the necessary budgetary and accounting entries to effect the intent of this resolution; and further

RESOLVED, That certified copies of this resolution shall be transmitted by the Clerk of this Board to the County Attorney.

RESOLUTION NO. 405-2024
APPORTIONMENT OF 2025 WORKERS' COMPENSATION INSURANCE EXPENSE

WHEREAS, The Governmental Operations and Insurance Committee overseeing the Ontario County Mutual Self-Insurance Plan, pursuant to the provisions of Article 5 of the Workers' Compensation Law, has provided the Clerk of this Board with a proposed sum of $2,000,000 to be collected from participating municipal corporations for the administration of the plan from January 1, 2025, to December 31, 2025; and

WHEREAS, The amount to be apportioned to each of the participating municipal corporations has been calculated in accordance with Local Law No. 3 of 2020; now, therefore, be it

RESOLVED, That the amounts set forth in the table below shall be charged to the participating municipal corporations as their apportionment of the 2025 Ontario County Mutual Self-Insurance Plan:

Participating Municipal Corporations and Apportionment of Expense

Ontario County	$493,468	Town South Bristol	$29,364
City of Canandaigua	$216,013	Town Victor	$96,978
City Geneva	$259,900	Town W. Bloomfield	$18,560
Town Bristol	$26,562	Village Bloomfield	$11,624
Town Canadice	$22,380	Village Clifton Springs	$25,731
Town Canandaigua	$117,216	Village Manchester	$14,500
Town E. Bloomfield	$26,146	Village Naples	$14,238
Town Farmington	$97,741	Village Phelps	$17,592
Town Geneva	$42,146	Village Rushville	$9,636
Town Gorham	$48,635	Village Shortsville	$6,455
Town Hopewell	$37,649	Village Victor	$23,442
Town Manchester	$29,802	Fishers Fire District (Paid Only)	$75,574
Town Naples	$26,181	Victor Fire District (Paid Only)	$1,730
Town Phelps	$45,327	Finger Lakes Community College	$87,003
Town Richmond	$33,364	Soil & Water Conservation District	$13,321
Town Seneca	$31,722	**TOTAL**	$2,000,000

and further

RESOLVED, That the sum of $493,468 apportioned to Ontario County shall be included in the General Tax Levy and levied against the county and its departments, together with other 2025 taxes levied in connection with the general budget; and further

RESOLVED, That certified copies of this resolution shall also be sent by the Clerk of this Board to the Ontario County Department of Finance, the Ontario County Director of Human Resources, and all of the above listed plan participants whose 2025 assessment amount is established herein; and further

RESOLVED, That the Ontario County Finance Department shall appropriately bill each municipality for its amount due to be paid within 30 days of the start of each municipality's respective fiscal year.

RESOLUTION NO. 406-2024
AUTHORIZING INTERMUNICIPAL COOPERATION AGREEMENT WITH SCHOOL DISTRICTS FOR PROVISION OF SCHOOL TAX PREPARATION SERVICES

WHEREAS, Certain school districts have requested the assistance of the Ontario County Real

Property Tax Services Agency in connection with preparation of school tax bills; and

WHEREAS, The Real Property Tax Services Agency possesses the requisite equipment, personnel, and expertise to perform such services; and

WHEREAS, This Board of Supervisors has determined that it is in the best interest of the County of Ontario to provide such services; now, therefore, be it

RESOLVED, Upon review and approval of the County Attorney, as to form the County of Ontario Board of Supervisors hereby, authorizes intermunicipal cooperation agreements with the school districts listed below for performance of school tax preparation services:

Bloomfield Central School District
Canandaigua City School District
Geneva City School District
Honeoye Central School District
Honeoye Falls - Lima Central School District
Livonia Central School District (L)
Lyons Central School District (W)
Marcus Whitman Central School District
Naples Central School District
Newark Central School District (W)
Pal-Mac Central School District (W)
Phelps-Clifton Springs Central School District
Penn Yan Central School District (Y)
Pittsford Central School District (M)
Red Jacket Central School District
Victor Central School District
Wayland - Cohocton Central School District (S)

and further

RESOLVED, That said agreement shall be for a term of one year commencing April 1, 2024, and terminating March 31, 2025; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute said agreements on behalf of the County of Ontario; and further

RESOLVED, That this resolution shall take effect immediately.

The foregoing block of five resolutions Passed. Yes; 20, No; 0; Abstained; 0

RES. NO. 407-2024
AUTHORIZATION TO PARTICIPATE IN DEFENSE OF REAL PROPERTY TAX ASSESSMENT CHALLENGES AGAINST THE 2023 FINAL ASSESSMENT ROLL

WHEREAS, This Board of Supervisors by Resolution No. 285-2007 established a policy and program to share in the costs of defending legal challenges to real property tax assessments; and

WHEREAS, Pursuant to said program a number of municipalities have requested that the county share in the cost of defending certiorari proceedings filed against the 2023 Final Assessment Roll; and

WHEREAS, The Real Property Tax Director has reviewed the requests with representatives of the towns; and

WHEREAS, The assessments can be reasonably supported on acceptable technical grounds; and

WHEREAS, The Real Property Tax Services Director and County Attorney recommend that the county participate in the certiorari cases on the list filed herewith by joining the town or city and the school and paying 25% of defense costs going forward, including professional appraisal and legal fees, subject to total funding available and to be made available by this Board of Supervisors; and

WHEREAS, The Governmental Operations and Insurance Committee and the Ways and Means Committee agree with these recommendations; now, therefore, be it

RESOLVED, That Ontario County agrees to share the defense costs in the certiorari cases listed below; and further

# Parcels	Assessment Year	SWIS	School	Filing Index	Tax Map Number	Property Class
2	2023	324801	SVC	136670	27.08-1-1.111 & 27.08-1-1.121	710
46	2023	324889	SVC	136623	Multiple	411
46	2023	324889	SVC	136624	Multiple	210

RESOLVED, The County Attorney is authorized to join with the appropriate town and school to defend the cases, and payment of 25% of defense costs, including professional appraisal and legal fees is hereby authorized, subject to total funding available and to be made available by this Board of Supervisors; and further

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to effect the intent of this resolution; and further

RESOLVED, That the County Administrator is authorized to sign Intermunicipal Agreements to confirm the commitment of financial support, specify legal representation and payment arrangements; and further

RESOLVED, That certified copies of this resolution be sent to the Town Supervisors of the Town of Victor.

The foregoing block of four resolutions passed. Yes; 20, No; 0; Abstained; 0

Health & Human Services Committee

Supervisor Daniel Marshall offered the following resolution and moved for its adoption, seconded by Supervisor Frederick Stresing:

RESOLUTION NO. 408-2024
AUTHORIZATION TO CONTRACT WITH
S2AY RURAL HEALTH NETWORK, INC.,D/B/A PIVITAL
PUBLIC HEALTH PARTNERSHIP FOR COUNTY SERVICES - 2024

WHEREAS, Ontario County Public Health Department is desirous to obtain services from S2AY Rural Health Network, Inc., dba Pivital Public Health Partnership, for purposes of sharing in the cost of carrying out the work plan of the S2AY Rural Health Network, which includes the counties of Chemung, Livingston, Ontario, Schuyler, Seneca, Steuben, Wayne and Yates; and

WHEREAS, Ontario County's share shall be $23,125 for the year 2024 per Schedule A and funds have been budgeted; and

WHEREAS, The Director of Public Health and the Health and Human Services Committee recommend this contract; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves a contract with S2AY Rural Health Network, Inc., P.O. Box 390, Canandaigua, NY 14424, dba Pivital Public Health Partnership, for purposes of sharing in the cost of carrying out the work plan of the S2AY Rural Health Network for a term of January 1, 2024 through December 31, 2024 at a cost not to exceed $23,125; and further

RESOLVED, That the County Administrator be, and hereby is authorized and empowered to execute this contract with S2AY Rural Health Network, Inc., dba Pivital Public Health Partnership, and all other documents necessary to effectuate the purposes of this resolution.

Passed. Yes; 20, No; 0, Abstained; 0

Supervisor Daniel Marshall offered the following two resolutions as a block and moved for its adoption, seconded by Supervisor William Wellman:

RESOLUTION NO. 409-2024
AUTHORIZATION TO AMEND CONTRACT WITH
WAYLAND-COHOCTON CENTRAL SCHOOL DISTRICT
JANUARY 1, 2024-DECEMBER 31, 2025

WHEREAS, Resolution No. 11-2024 authorized a contract between Ontario County Public Health Department, Children with Special Needs Program and Wayland-Cohocton Central

School District for transportation services; and

WHEREAS, It has been determined the cost of $165.96/day round trip was incorrect in the contract; and

WHEREAS, It is now necessary to amend the contract to reflect the correct cost of $165.96/day round trip as specified in “Schedule A”; and

WHEREAS, Funds have been appropriated in the budget to pay the provider; and

WHEREAS, The Director of Public Health and the Health & Human Services Committee recommend this amendment; now, therefore, be it

RESOLVED, That upon the review and approval by the County Attorney as to form, the Board of Supervisors hereby approves the amendment with Wayland-Cohocton Central School District for a term of January 1, 2024 through December 31, 2025; and further

RESOLVED, That the County Administrator be, and is hereby authorized and empowered to execute the contract on behalf of the County of Ontario.

RESOLUTION NO. 410-2024
RESCINDING RESOLUTION NO. 12-2024
STEP BY STEP DEVELOPMENTAL SERVICES FOR
PRE-SCHOOL 4410 SERVICES – CWSN

WHEREAS, Resolution No. 12-2024 authorized a contract between Ontario County Public Health Department, Children with Special Needs Program and Step By Step Developmental Services, Pediatric Therapy Group for Pre-School 4410 services effective January 1, 2024 through December 31, 2025; and

WHEREAS, Step By Step Developmental Services is no longer interested in contracting with Ontario County Public Health; now, therefore, be it

RESOLVED, That Resolution No. 12-2024 is rescinded; and further

RESOLVED, A copy of this rescinded resolution will be sen by the Clerk of the Board to Step By Step Developmental Services, Pediatric Therapy Group, 1057 E. Henrietta Rd., Ste 5, Rochester, NY 14623 and Ontario County Public Health Office.

The foregoing block of two resolutions passed. Yes; 20, No; 0; Abstained; 0

Supervisor Daniel Marshall offered the following resolution and moved for its adoption, seconded by Supervisor Frederick Wille:

RESOLUTION NO. 411-2024
AUTHORITY TO CANCEL UNCOLLECTIBLE DEBTS 2ND QTR 2024

WHEREAS, The Ontario County Department of Mental Health has provided services for residents of our community and have made multiple attempts to collect outstanding balances for services that were provided; and

WHEREAS, Balances for services rendered, which range in dates from 2013 through 2024, have remained on the accounts receivable ledger in the amounts of $129,854.94 through the second quarter of 2024 and have now been determined to be uncollectible; and

WHEREAS, The Health & Human Services Committee and the Ways & Means Committee have reviewed and are recommending that these unpaid balances be discharged; now, therefore, be it

RESOLVED, That said accounts totaling $129,854.94 be, and hereby are, deemed uncollectible, and the Ontario County Mental Health Department is hereby authorized to remove the unpaid balances from its accounts receivable ledger; and further

RESOLVED, That the Ontario County Finance Department is authorized to make the necessary accounting and budget entries to affect the intent of this Resolution.

Passed. Yes; 20, No; 0, Abstained; 0

Supervisor Daniel Marshall offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Nancy Yacci:

RESOLUTION NO. 412-2024
ACCEPTANCE OF THE 2024 ELDER ABUSE EDUCATION AND OUTREACH PROGRAM COMMUNITY MINI-GRANT

WHEREAS, The Elder Abuse Education and Outreach Program (EAEOP) Community Mini-Grants provided through the Monroe County Office of the Aging to be administered by Lifespan of Greater Rochester Inc. (Lifespan), is intended to support elder abuse prevention efforts across New York State; and

WHEREAS, Lifespan of Greater Rochester has notified the Ontario County Office for the Aging that it has been awarded a Mini-Grant for $4,000, Munis #G2417, with no county match required; and

WHEREAS, The grant contract period extends from 06/01/2024 through 09/31/2024; and

WHEREAS, Ontario County Office for the Aging will raise awareness and educate professionals and the public about elder abuse, neglect, and financial exploitation and enhance local community services to victims of elder mistreatment to complement and enhance the state's EAEOP efforts; and

WHEREAS, The Health and Human Services Committee and the Ways and Means Committee approve the acceptance of this grant; now, therefore, be it

RESOLVED, That Ontario County accepts the 2024 EAEOP Community Mini-Grant for community outreach, activities, and education; and further

RESOLVED, That the Board of Supervisors does hereby authorize the acceptance of the 2024 EAEOP Community Mini-Grant in the amount of Four Thousand ($4,000); with no associated county cost; and further

RESOLVED, That the Ontario County Office for the Aging and the Department of Finance is hereby directed to establish the project budget as follows:

Account	Description	Revenue	Expense
67722417 43089	State Aid, Other	$4,000	
67722417 54180	Mileage/Day Training		$250
67722417 54260	Consultation & Professional		$250
67722417 54730	Misc.		$3,500

and further

RESOLVED, That the Department of Finance is authorized to make the necessary account and budget entries to effect the intent of this resolution.

RESOLUTION NO. 413-2024
ACCEPTANCE OF 2024 AARP COMMUNITY CHALLENGE FLAGSHIP GRANT

WHEREAS, The Flagship Grants administered by AARP Community Challenge, is intended to support projects that benefit residents (especially those age 50 and older that improve public places; transportation; housing; digital connections; community resilience; and community health and economic empowerment; and

WHEREAS, The AARP Challenge Grant has notified the Ontario County Office for the Aging that it has been awarded a Flagship Grant for $20,000, Munis #2414, with no county match required; and

WHEREAS, The grant contract period extends from 06/26/2024 through 12/31/2024; and

WHEREAS, Ontario County Office for the Aging will purchase E Pedicab bicycles and E solo rider trikes to promote social engagement and wellness to aging adults; and

WHEREAS, The Health and Human Services Committee and the Ways and Means Committee approve the acceptance of this grant; now, therefore, be it

RESOLVED, Ontario County accepts the 2024 AARP Community Challenge Grant for an extension of wellness and health programming and activities; and further

RESOLVED, That the Board of Supervisors does hereby authorize the acceptance of the 2024 AARP Community Challenge Flagship Grant in the amount of Twenty Thousand ($20,000); with no associated county cost; and further

RESOLVED, That the Ontario County Office for the Aging and the Department of Finance is hereby directed to establish the project budget as follows:

Account	Description	Revenue	Expense
67722414 43089	State Aid / Other	$20, 000	
67722414 52104	Machinery/Equipment		$13,000

67722414 54101	Equipment, Minor		$7,000
Total		$20,000	$20,000

and further

RESOLVED, That the Department of Finance is authorized to make the necessary account and budget entries to effect the intent of this resolution.

RESOLUTION NO. 414-2024
AUTHORIZATION TO CONTRACT WITH VNA HOMECARE OPTIONS, LLC DBA NASCENTIA HEALTH TO PROVIDE MEALS FOR OLDER ADULTS

WHEREAS, VNA Homecare Options, LLC, DBA Nascentia Health Options, LLC, 1050 W. Genesee Street, Syracuse, New York 13204 is the Administrator of a Managed Long-Term Care plan (MLTC) operating in Ontario County; and

WHEREAS, Nascentia Health Options, LLC desires to renew its contract to purchase home delivered meals, hot or frozen, from the Office for the Aging; and

WHEREAS, The Office for the Aging wishes to provide meals to Nascentia Health Option's MLTC clients at a fee of $9.54 per hot or frozen home delivered meal; and

WHEREAS, The Health and Human Services Committee has reviewed this request and recommends approval of this resolution; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract between VNA Homecare Options LLC, DBA Nascentia Health Options, LLC and Ontario County Office for the Aging for an initial term of one year commencing January 1, 2024 with an automatic renewal annually unless either party gives the other at least sixty days prior written notice of its intent not to renew the agreement; and further

RESOLVED, That the County Administrator be, and hereby is, authorized and empowered to execute the agreement with VNA Homecare Options, LLC, DBA Nascentia Health Options, LLC and all other documents necessary to effectuate the purposes of this resolution; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to VNA Homecare Options, LLC, DBA Nascentia Health Options LLC.

RESOLUTION NO. 415-2024
AUTHORIZATION TO CONTRACT WITH BLOOMING HEALTH FOR REMOTE COMMUNICATION SERVICES

WHEREAS, The Office for the Aging desires to contract with Blooming Health, Inc., having an office at 501 W. 123rd Street, Apt. 5D, New York, NY 10027 to provide remote communication and engagement service for older adults; and

WHEREAS, The purpose of the contract is to allow the Office for the Aging to improve engagement and communication with older adults and caregivers via text messages, voice calls and emails; and

WHEREAS, Blooming Health will provide automated check-ins, program reminders, mass broadcast announcements and surveys; and

WHEREAS, The funds for this contract have been allocated in the Office for the Aging 2024 budget; and

WHEREAS, The Health and Human Services Committee has reviewed and recommends approval of this resolution; now, therefore, be it

RESOLVED, That upon review and approval of the County Attorney as to form, this Board of Supervisors does hereby authorize a contract between the Office for the Aging and Blooming Health, Inc. for the period July 1, 2024 to June 30, 2026 at a cost not to exceed $20,160 per calendar year; and further

RESOLVED, That the County Administrator or designee is hereby authorized to sign said contract.

The foregoing block of four resolutions passed. Yes; 20, No; 0; Abstained; 0

Planning & Environmental Quality Committee

Supervisor David Phillips offered the following resolution and moved for its adoption, seconded by Supervisor Mark Venuti:

RESOLUTION NO. 416-2024
RESOLUTION ADOPTING LOCAL LAW NO. 4 (INTRO.) OF 2024

WHEREAS, A public hearing having been held on May 30, 2024, during a duly scheduled meeting of this Board, for public input on a proposed local law entitled “An Amendment to Local Law No. 4 (Intro.) of 2022 Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code”; and

WHEREAS, All public objection or comment presented at the public hearing, if any, having been heard and considered; now, therefore, be it

RESOLVED, That Local Law No. 4 (Intro.) of 2024, “An Amendment to Local Law No. 4 of 2022 Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code” is hereby adopted.

Passed. Yes; 20, No; 0, Abstained; 0

Supervisor David Phillips offered the following two resolutions as a block and moved for its adoption, seconded by Supervisor Daryl Marshall:

RESOLUTION NO. 417-2024
RESOLUTION TO USE BUDGET CONTINGENCY FOR THE ONTARIO COUNTY PARKS AND RECREATION MASTER PLAN

WHEREAS, Resolution No. 811-2022 authorized Ontario County to contract with LaBella Associates to provide consultant services in regard to the preparation of the Master Plan; and

WHEREAS, Said contract budget was set not to exceed One Hundred and Twenty Thousand Dollars ($120,000.00) consisting of a base cost of $110,820.00 plus $9,180.00 of contingency for additional services that may be identified as needed throughout the course of the project; and

WHEREAS, Labella has requested the use of the full contingency ($9180.00) for the following items of work that took the budget beyond what was originally anticipated:

1. Monitoring, distributing, and tabulating the public opinion survey and extending the survey time from 1 to 3.5 months,
2. A second public meeting,
3. Additional visits to park sites (approximately 3 visits each) and additional potential park sites: Kashong Nature Preserve, Briggs Gully, and Port Gibson,
4. Master planning then elimination of expansions of existing parks to accommodate recommended new improvements including Grimes Glen, Three Mills Park, Camp Dittmar, and Kashong Nature Preserve Park, due to comments from supervisors, town recreation staff, trail advocates and caretaker personnel and the general public,
5. More elaborate mapping of trails and trail connections than originally anticipated,
6. Mapping of the snowmobile trails, not originally anticipated; now, therefore, be it

RESOLVED, That the Planning and Environmental Quality Committee hereby approves the use of the budget contingency for the Ontario County Parks and Recreation Master Plan, as recommended by the Director of Planning; and further

RESOLVED, That the Department of Finance is authorized to make all necessary budgetary and accounting entries to effect the intent of this resolution.

RESOLUTION NO. 418-2024
APPROVAL OF NO COST CONTRACT AMENDMENT WITH THE PARTNERSHIP FOR ONTARIO COUNTY CONCERNING ARPA GRANT AWARD

WHEREAS, Ontario County received funding from the Federal American Rescue Plan Act (ARPA); and

WHEREAS, The Board of Supervisors approved use of over four million dollars from said ARPA funds for a Community Grant opportunity to aid programs, businesses, and services impacted by the COVID-19 pandemic and provide new programs, businesses and services found to be deficient or lacking in resiliency during the COVID-19 pandemic; and

WHEREAS, Resolution 308-2024 made round 2 grant awards from said ARPA funds to multiple entities for community projects to develop or expand arts, cultural, and recreational opportunities; and

WHEREAS, The Partnership for Ontario County was a recipient of such a grant for community support programing and a e-bikes pilot program; and

WHEREAS, Due to the growing demand for restorative youth programs, the Partnership for Ontario County has requested elimination of the e-bikes pilot program and replacing it with a summer youth training program focused on teaching teens restorative justice practices; and

WHEREAS, Resolution No. 268-2023 named The Harrison Studio as the County's ARPA Community Grant Administrator; and

WHEREAS, Harrison Studio, has reviewed the new scope of work proposed by the Partnership for Ontario County that eliminates the e-bikes pilot program and adds the summer youth training program focusing on restorative justice practices, including the related budget and matching funds proposed to be provided by Partnership for Ontario County, as detailed in the revised Schedule A work scope on file with the Clerk of this Board and determined they are in compliance with ARPA guidelines and the County's ARPA community grant requirements; and

WHEREAS, The Planning & Environmental Quality and the Ways & Means Committee recommend adoption of this resolution; now, therefore, be it

RESOLVED, Upon review and approval of the County Attorney as to form, this Board hereby approves the revised Schedule A work scope from Partnership for Ontario County on file with the Clerk of this Board and hereby authorizes and empowers the County Administrator to execute a contract amendment with Partnership for Ontario County to incorporate said revised Schedule A work scope and involving no change in cost to the County; and further

RESOLVED, That this resolution take effect immediately.

The foregoing block of two resolutions passed. Yes; 20, No; 0; Abstained; 0

Public Safety Committee

Supervisor William Namestnik offered the following resolution and moved for its adoption, seconded by Supervisor Nancy Yacci:

RESOLUTION NO. 419-2024
PRETRIAL, PROBATION, AND PAROLE APPRECIATION WEEK JULY 21-27, 2024

WHEREAS, Probation and Pretrial Release is an essential part of the Ontario County criminal justice system; and

WHEREAS, Ontario County Probation and Pretrial Release professionals are in a unique position to make real differences in people's lives, while recognizing the right of the public to be safeguarded from criminal activity; and

WHEREAS, Ontario County Probation and Pretrial Release professionals work in partnership with community agencies to provide services and support to adult and juvenile offenders in the community; and

WHEREAS, Ontario County Probation and Pretrial Release professionals promote prevention, intervention, and restorative principles to address the needs of offenders and victims; and

WHEREAS, The Public Safety Committee has reviewed and recognizes the efforts of these professionals and recommends the adoption of this resolution; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby proclaims July 21-27, 2024 as: Pretrial, Probation, and Parole Supervision Week and encourages all citizens to honor these Probation and Pretrial professionals and to recognize their contributions to a safer community.

Passed. Yes; 20, No; 0, Abstained; 0

Supervisor William Namestnik offered the following four resolutions as a block and moved for its adoption, seconded by Supervisor Dale Stell:

RESOLUTION NO. 420-2024
RAISE THE AGE
CENTER FOR DISPUTE SETTLEMENT FOR
JUVENILE JUSTICE RESTORATIVE CONFERENCES

WHEREAS, Effective October 1, 2018, New York State Law, Raise the Age, resulted in anincrease in probation services to be provided to 16 and 17 year old youth; and

WHEREAS, Center for Dispute Settlement provides Juvenile Justice Restorative Conferences in Ontario County; and

WHEREAS, The Probation Department has plans to continue using the Juvenile Justice Restorative Conferences to avoid the high cost of detention for Raise the Age Youth; and

WHEREAS, New York State has approved reimbursement of Ontario County's cost for the services provided by the Center for Dispute Settlement; and

WHEREAS, Funds for the program were included in the 2024 budgets; and

WHEREAS, The Public Safety Committee recommends the County enter into an agreement with Center for Dispute Settlement; now, therefore, be it

RESOLVED, That the agreement is subject to review and approval of the County Attorney's Office as to form, this Board of Supervisors does hereby authorize an agreement with, Center for Dispute Settlement, 120 N. Main Street, Canandaigua, NY 14424, for the period January 1, 2024 through December 31, 2024; at a cost not to exceed $6,000; and

RESOLVED, The County Administrator be, and hereby is, authorized and empowered to execute said contract and all other documents necessary to effectuate the purposes of this resolution.

RESOLUTION NO. 421-2024
ACCEPTANCE OF BID B24026 FOR PURCHASING OF
SHERIFF AND PUBLIC SAFETY UNIFORMS

WHEREAS, The Purchasing Department advertised for and received, per the tabulation sheet on file with the Clerk of the Board, bids for the Purchasing of Sheriff & Public Safety Uniforms (B24026); and

WHEREAS, The County spends approximately $141,000 annually for Sheriff & Public Safety uniforms; and

WHEREAS, Upon discussion with the Ontario County Sheriff's Office Administration, the Purchasing Department deemed it to be in the County's best interest to award the entire bid to the vendor offering the best value, United Uniform Distribution, LLC with offices at 495 North French Road, Buffalo NY 14228; and

WHEREAS, The Public Safety Committee recommends that this bid be accepted; now, therefore, be it,

RESOLVED, That the Board of Supervisors authorize bid (B24026) be awarded to the above vendor for the term of July 13, 2024 through July 12th, 2025 with the option for two (2) twelve (12) month renewals; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to all successful vendors.

RESOLUTION NO. 422-2024
AUTHORIZATION FOR THE SHERIFF'S OFFICE TO ACCEPT A DONATION OF A FIREARM

WHEREAS, On February 27th, 2023, the Sheriff's Office came into possession of several firearms that were collected for safe-keeping after the death of the owner; and

WHEREAS, One of these firearms includes a Colt AR-15 A2 Government Carbine .233 caliber rifle, Serial Number: 039385; and

WHEREAS, The executioner of the decedent's estate, James Robert Taylor, is duly empowered by court order to determine the disposition of the firearms and desires to donate the described rifle to the Ontario County Sheriff's Office; and

WHEREAS, The described rifle is the same make and model typically purchased by the Sheriff's Office for approximately $1,600 new; and

WHEREAS, The Sheriff's Office consulted the County Attorney's Office, who determined there to be no liability in accepting the donation if the firearm has no malfunctions; and

WHEREAS, This rifle was inspected, test-fired and deemed to be in good working order by a Sheriff's Office certified armorer; and

WHEREAS, The Sheriff desires to accept said donation; and

WHEREAS, The Public Safety Committee recommends that the Sheriff be authorized to accept the donation of the described rifle; now, therefore, be it

RESOLVED, That the Sheriff be authorized and empowered by the Board of Supervisors to accept the donation of the Colt AR-15 A2 Government Carbine .223 caliber, Serial Number: 039385, for addition into the Sheriff's Office armory stock; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the Ontario County Sheriff.

RESOLUTION NO. 423-2024
AUTHORIZATION TO ESTABLISH
THE ONTARIO COUNTY THREAT ADVISORY COMMITTEE

WHEREAS, On March 14, 2022, a mass shooting event occurred at a Top's supermarket in Buffalo killing 10 people; and

WHEREAS, On May 28, 2022, in response to this tragic event, Governor Kathy Hochul signed Executive Order 18 (EO18) which, among other provisions, required each county in New York to develop and maintain a plan to identify and confront acts of domestic terrorism and all such plans were to be submitted to the Division of Homeland Security and Emergency Services (DHSES) by December 31, 2022; and

WHEREAS, Through Resolution No. 841-2022, the Board of Supervisors established that the existing Multidisciplinary Campbell Commission would conduct the planning work outlined within Executive Order 18 and submit the required report; and

WHEREAS, The main substance of the submitted report included a plan to obtain the services of a Certified Threat Manager to build out a Behavioral Threat Assessment and Management (BTAM) training course for identified stakeholders within Ontario County to establish their own Threat Assessment Management (TAM) Teams, then further creating a county-wide multidisciplinary team (to later be named the Ontario County Threat Advisory Committee), as an advisory group to assist in developing balanced threat assessment intervention and case management strategies for the stakeholders; and

WHEREAS, Based on this report submitted on December 2022, Ontario County was awarded a grant of $172,413.00 by the NYS Division of Homeland Security and Emergency Services through from the SFY2022 Domestic Terrorism Prevention Grant (DHSES Project #DT22-1032-E00; DHSES Number WM22175032; New York State Contract #C175032; MUNIS #2301); and

WHEREAS, In January 2023, through Resolution No. 51-2023, the Board of Supervisors accepted the funds from the SFY2022 grant authorizing the Ontario County Sheriff's Office as the implementing agency; and

WHEREAS, For the eighteen (18) months following the report submission, the Sheriff's Office, County Administrator's Office, contracted consultant At-Risk International, and other stakeholders worked diligently in successfully implementing the Ontario County EO18 plan to guide the establishment of stakeholder TAM Teams throughout Ontario County while also developing the framework for the Ontario County Threat Advisory Committee (OCTAC); and

WHEREAS, Through continued stakeholder collaboration and consultation from At-Risk International, the Ontario County Threat Advisory Committee Protocols were established as the guiding document for the mission and procedures of the OCTAC; and

WHEREAS, Through additional consultation with the County Attorney's Office, the OCTAC Committee Member & Participating Member Agency Agreement was drafted as the legal document for member participation on this multi-disciplinary committee and to identify all the current member agencies; and

WHEREAS, Now, after two years since the introduction of Executive Order 18 and the following period of planning, coordination, and implementation of the Ontario County EO18 plan, the Sheriff's Office and County Administrator's Office are ready to fully execute the creation of the Ontario County Threat Advisory Committee by this resolution; and

WHEREAS, A member of the Ontario County Sheriff's Office and a member of the County Administrator's Office shall Co-Chair the committee as the designated lead agencies of the OCTAC; and

WHEREAS, By-Laws to establish the technical framework of the committee related to other position designations, position duties, voting privileges, meeting schedule, virtual meeting policy, quorum, ex-officio members, protocol/procedural changes, by-law amendments, and other pertinent details, will be established through consensus of the below listed OCTAC committee members no later than October 1, 2024; and

WHEREAS, The Public Safety Committee recommends the adoption of this resolution for the creation of the Ontario County Threat Advisory Committee as proposed; now, therefore, be it

RESOLVED, The Board of Supervisors does hereby create the Ontario County Threat Advisory Committee with the submitted Protocols and Member Agency Agreement as its mission and framework; and further

RESOLVED, That the Board of Supervisors appoint the following representatives to serve on the Ontario County Threat Advisory Committee:

Keith Green, Co-Chairperson	Lieutenant, Ontario County Sheriff's Office
Alissa Bub, Co-Chairperson	Deputy County Administrator, County Administrator's Office
Nathan Lawrence	Lieutenant, Canandaigua Police Department
Nathan Thomas	Assistant County Attorney, Ontario County Attorney's Office
Eileen Tiberio	Commissioner, Ontario County Department of Social Services
Jeffrey Rogeux	Director, Ontario County Probation
Jessica Mitchell	Director of Community Services, Ontario County Mental Health Center

The foregoing block of four resolutions passed. Yes; 20, No; 0; Abstained; 0

Public Works Committee

Supervisor Jared Simpson offered the following seven resolutions as a block and moved for its adoption, seconded by Supervisor Christopher Vastola:

RESOLUTION NO. 424-2024
CAPITAL PROJECT NO. H080-21
AUTHORIZATION TO CONTRACT WITH C.P. WARD FOR EARTHWORK
FLCC NURSING EXPANSION PHASE II CAPITAL PROJECT

WHEREAS, Resolution No. 582-2021 established Capital Project No. H080-21 as the FLCC Nursing Expansion Phase II Capital Project; and

WHEREAS, Resolution No. 843-2023, Acceptance of Material and Services Bids, Bid B24001 authorized C. P. Ward Inc. as a contractor for general road and sewer repairs; and

WHEREAS, C.P. Ward Inc., 100 W. River Road, Scottsville, NY 14546, submitted a quote dated June 24, 2024, to furnish labor, equipment and materials to regrade a 40’ by 50’ area by the Sands Family for Allied Health entrance to provide positive drainage away from the sidewalk and building for a total amount not to exceed Thirteen Thousand Five Hundred Thirty-Five Dollars and Forty-Five Cents ($13,535.45), a copy of which is on file with the Clerk of this Board; and

WHEREAS, Sufficient funds exist in the budget of the FLCC Nursing Expansion Phase II Capital Project to fund this contract; and

WHEREAS, The Public Works Committee and the Ways and Means Committee recommend acceptance of this resolution; now, therefore, be it

RESOLVED, That the budget of Capital Project No. H080-21 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH08021 52100	Furniture & Furnishings	$148,034.88	-$5,063.93	$142,970.95
HHH08021 52300	Equipment, Computer	$80,000.00	$0.00	$80,000.00
HHH08021 52750	Equipment, Instructional	$42,857.00	$0.00	$42,857.00
HHH08021 54053	Construction Inspection	$15,000.00	-$8,471.52	$6,528.48
HHH08021 54101	Equipment, Minor	$9,108.12	$0.00	$9,108.12
HHH08021 54260	Consultation & Professional	$287,260.00	$0.00	$287,260.00

HHH08021 54491	General Construction	$1,260,501.00	+$13,535.45	$1,274,036.45
HHH08021 54493	Electric	$146,274.30	$0.00	$146,274.30
HHH08021 54494	Plumbing	$100,958.76	$0.00	$100,958.76
HHH08021 54495	Architectural / Engineering	$165,500.00	$0.00	$165,500.00
HHH08021 54521	HVAC	$154,374.00	$0.00	$154,374.00
HHH08021 54731	Contingency	$151,213.91	$0.00	$151,213.91
HHH08021 54743	Change Order Contingency	$47,918.03	$0.00	$47,918.03
HHH08021 54865	Administration	$1,000.00	$0.00	$1,000.00
Revenue:				
HHH08021 43297	State Aid - 100%	$1,500,000.00	$0.00	$1,500,000.00
HHH08021 43297	State Aid - 50%	$555,000.00	$0.00	$555,000.00
HHH08021 45031	A - Interfund Transfer	$555,000.00	$0.00	$555,000.00

and further

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts the quote from C. P. Ward Inc. dated June 24, 2024, to furnish labor, equipment and material to regrade a 40’ by 50’ area by the Sands Family for Allied Health entrance to provide positive drainage away from the sidewalk and building in the amount not to exceed Thirteen Thousand Five Hundred Thirty-Five Dollars and Forty-Five Cents ($13,535.45) and authorizes and empowers the County Administrator to execute a contract with said firm for said amount; and further

RESOLVED, That the cost of said contract shall be paid from line HHH08021 54491 – General Construction of Capital Project H080-21; and further

RESOLVED, That the term of said contract shall commence on July 12, 2024, and terminate on December 31, 2024; and further

RESOLVED, That the Department of Finance is authorized to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of Two Million Six Hundred Ten Thousand Dollars ($2,610,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department and the Vice President of Administration & Finance at Finger Lakes Community College.

RESOLUTION NO. 425-2024
CAPITAL PROJECT NO. H096-23
AUTHORIZE LOWES PURCHASE OF CEILING TILES AND CEILING GRIDWORK MATERIALS
FLCC ACADEMIC RENOVATIONS CAPITAL PROJECT

WHEREAS, Resolution No. 375-2023 established Capital Project No. H096-23 as the FLCC Academic Renovations Capital Project; and

WHEREAS, FLCC staff wishes to self perform the replacement of suspended ceiling tile and ceiling gridwork where necessary in certain classrooms on the main campus; and

WHEREAS, FLCC obtained a quote to purchase ceiling tiles and ceiling gridwork material from Lowe’s Home Centers, LLC, 4200 Recreation Drive, Canandaigua, New York 14424, in the amount of Ten Thousand One Hundred Seventy-Eight Dollars and Fifty-Six Cents ($10,178.56) pursuant to Ontario County On Demand contract #1000000893 with Lowe's, using OMNIA contract #R192006 pricing, a copy of which is on file with the Clerk of this Board; and

WHEREAS, The Public Works Committee recommends adoption of this resolution; now, therefore, be it

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts the quote from Lowe’s Home Centers, LLC, 4200 Recreation Drive, Canandaigua, New York 14424, for the purchase of ceiling tiles and ceiling gridwork for classroom renovations at FLCC for Ten Thousand One Hundred Seventy-Eight Dollars and Fifty-Six Cents ($10,178.56) plus an additional estimated One Hundred Dollars for freight and delivery charges for a total cost not to exceed Ten Thousand Two Hundred Seventy-Eight Dollars and Fifty-Six Cents ($10,278.56); and further

RESOLVED, That the Purchasing Department is hereby authorized to issue a Purchase Order to Lowe's for said ceiling tiles and ceiling gridwork; and further

RESOLVED, That the cost of said contract be paid from budget line HHH09623 54491 – General Construction of Capital Project H096-23; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of Two Hundred Thousand Dollars ($200,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department and the Vice President of Administration & Finance at Finger Lakes Community College.

RESOLUTION NO. 426-2024
CAPITAL PROJECT NO. H057-19
CONTRACT AMENDMENT WITH O'CONNELL ELECTRIC COMPANY INC.

FIRE ALARM UPGRADE AT FLCC MAIN CAMPUS
2019 FLCC MAINTENANCE CAPITAL PROJECT

WHEREAS, Resolution No. 360-2019 created Capital Project No. H057-19 as the 2019 FLCC Maintenance Capital Project; and

WHEREAS, Resolution No. 760-2023 authorized a contract with O'Connell Electric Company, Inc. to provide labor to remove and replace fire alarm devices provided by Johnson Controls Fire Protection LP in the amount of Twenty-Eight Thousand Sixty Dollars ($28,060.00); and

WHEREAS, During the course of the project it was determined that additional electric work was needed and O'Connell Electric Company submitted an estimate dated June 20, 2024, for the additional work on Time and Material tickets dated 03/22/2024, 04/09/2024 and 05/07/2024 totaling Three Thousand Nine Hundred Ninety-Eight Dollars ($3,998.00), all priced per Ontario County On-Demand Bid B21086, copies of which are on file with the clerk of this Board; and

WHEREAS, The Public Works Committee and the Ways and Means Committee recommend adoption of this resolution; now, therefore, be it

RESOLVED, That the budget of Capital Project No. H057-19 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH05719 52100	Furniture and Furnishings	$0.00	$0.00	$0.00
HHH05719 52550	Signal & Communication	$248,647.33	$0.00	$248,647.33
HHH05719 54053	Construction Inspections	$2,650.00	$0.00	$2,650.00
HHH05719 54101	Minor Equipment	$95,907.10	$0.00	$95,907.10
HHH05719 54260	Consultant & Professional	$170,749.10	$0.00	$170,749.10
HHH05719 54491	General Construction	$318,613.32	-$3,998.00	$314,615.32
HHH05719 54493	Electric	$325,351.10	+$3,998.00	$329,349.10
HHH05719 54494	Plumbing	$12,733.86	$0.00	$12,733.86
HHH05719 54521	HVAC	$30,620.69	$0.00	$30,620.69
HHH05719	Equipment,	$26,400.00	$0.00	$26,400.00

54602	Computer Minor			
HHH05719 54650	Rental, Equipment	$7,327.50	$0.00	$7,327.50
HHH05719 54743	Change Order Contingency	$35,000.00	$0.00	$35,000.00
HHH05719 54865	Administration	$5,000.00	$0.00	$5,000.00
Revenues:				
HHH05719 42397	FLCC Revenue - Other	$50,000.00	$0.00	$50,000.00
HHH05719 43297	State Aid	$639,500.00	$0.00	$639,500.00
HHH05719 45031	A - Interfund Transfer	$589,500.00	$0.00	$589,500.00

and further

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts the charges for additional time and material work from O'Connell Electric Company, Inc., for the additional Time and Material tickets dated 03/22/2024, 04/09/2024 and 05/07/2024 totaling Three Thousand Nine Hundred Ninety-Eight Dollars ($3,998.00); and authorizes and empowers the County Administrator to execute a contract amendment with said vendor to incorporate said Time and Material work for a contract total not to exceed Thirty-Two Thousand Fifty-Eight Dollars ($32,058.00); and further

RESOLVED, That the cost of said contract be paid from budget line HH H05719 54493 – Electric; and further

RESOLVED, That the contract amendment term will be July 12, 2024 and terminate December 7, 2024; and further

RESOLVED, That the Department of Finance is directed to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of One Million Two Hundred Seventy-Nine Thousand Dollars ($1,279,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department, and the Vice President of Administration and Finance at Finger Lakes Community College.

RESOLUTION NO. 427-2024
CAPITAL PROJECT NO. H057-19
AUTHORIZE CONTRACT WITH KONE FOR ELEVATOR ACCESS DURING FIRE ALARM UPGRADE AT FLCC MAIN CAMPUS AND BUDGET AMENDMENT 2019 FLCC MAINTENANCE CAPITAL PROJECT

WHEREAS, Resolution No. 360-2019 created Capital Project No. H057-19 as the 2019 FLCC

Maintenance Capital Project; and

WHEREAS, Resolution No. 760-2023 authorized a contract with O'Connell Electric Company, Inc., (O'Connell) to provide labor to remove and replace fire alarm devices provided by Johnson Controls Fire Protection, LP, at the FLCC Main Campus (Fire Alarm System Work); and

WHEREAS, Resolution No. 343-2024 awarded Bid B24034 for maintenance of all County and FLCC elevators to KONE, Inc., 10 Pixley Industrial Parkway, Rochester, New York 14624, (KONE); and

WHEREAS, During the performance of its Fire Alarm System Work, O'Connell discovered that the services of KONE were needed to provide access to elevator shafts and mechanical areas while working on the fire alarm devices; and

WHEREAS, KONE furnished the labor to provide O'Connell access to elevator shaft and mechanical areas in accordance with its bid award to maintain County and FLCC elevators in the form of invoice #921625295 at a cost of Three Thousand One Hundred Thirty-Eight Dollars and Eighty Cents ($3,138.80), a copy of which is on file with the clerk of this Board; and

WHEREAS, The Public Works Committee and the Ways and Means Committee recommend adoption of this resolution; now, therefore, be it

RESOLVED, That the budget of Capital Project No. H057-19 be, and hereby is, amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH05719 52100	Furniture and Furnishings	$0.00	$0.00	$0.00
HHH05719 52550	Signal & Communication	$248,647.33	$0.00	$248,647.33
HHH05719 54053	Construction Inspections	$2,650.00	$0.00	$2,650.00
HHH05719 54101	Minor Equipment	$95,907.10	$0.00	$95,907.10
HHH05719 54260	Consultation & Professional	$170,749.10	$0.00	$170,749.10
HHH05719 54491	General Construction	$314,615.32	-$3,138.80	$311,476.52
HHH05719 54493	Electric	$329,349.10	+$3,138.80	$332,487.90
HHH05719 54494	Plumbing	$12,733.86	$0.00	$12,733.86
HHH05719	HVAC	$30,620.69	$0.00	$30,620.69

54521				
HHH05719 54602	Equipment, Computer Minor	$26,400.00	$0.00	$26,400.00
HHH05719 54650	Rental, Equipment	$7,327.50	$0.00	$7,327.50
HHH05719 54743	Change Order Contingency	$35,000.00	$0.00	$35,000.00
HHH05719 54865	Administration	$5,000.00	$0.00	$5,000.00
Revenue:				
HHH05719 42397	FLCC Revenue - Other	$50,000.00	$0.00	$50,000.00
HHH05719 43297	State Aid	$639,500.00	$0.00	$639,500.00
HHH05719 45031	A - Interfund Transfer	$589,500.00	$0.00	$589,500.00

and further

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts invoice #921625295 from KONE Inc., 10 Pixley Industrial Parkway, Rochester, New York 14624, and hereby authorizes and empowers the County Administrator to execute a contract with said vendor for the labor furnished to provide O'Connell Electric access to elevator shaft and mechanical areas during its Fire Alarm System Work for a cost not to exceed Three Thousand One Hundred Thirty-Eight Dollars and Eighty Cents ($3,138.80); and further

RESOLVED, That the cost of said contract be paid from budget line HHH05719 54493 – Electric of Capital Project H057-19; and further

RESOLVED, That the term of said contract will be May 30, 2024, terminating December 31, 2024; and further

RESOLVED, That the Department of Finance is directed to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of One Million Two Hundred Seventy-Nine Thousand Dollars ($1,279,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department and the Vice President of Administration and Finance at Finger Lakes Community College.

RESOLUTION NO. 428-2024
CAPITAL PROJECT NO. H057-19
AUTHORIZE CONTRACT WITH ELMER W. DAVIS, INC. FOR STAIRWELL ROOF REPLACEMENT AT FLCC MAIN CAMPUS 2019 FLCC MAINTENANCE CAPITAL PROJECT

WHEREAS, Resolution No. 360-2019 created Capital Project No. H057-19 as the 2019 FLCC Maintenance Capital Project; and

WHEREAS, There is a section of roof over the original main stairwell at the FLCC Main Campus building that has failed and is beyond the warranty as that roof was installed in 1991; and

WHEREAS, Elmer W. Davis, Inc., 1217 Clifford Avenue, Rochester, New York 14621, submitted a proposal dated June 20, 2024, to replace the failing stairwell roof in the amount of Eighteen Thousand Three Hundred Fifteen Dollars ($18,315.00), in accordance with the bid award for 'as needed roof repair work' pursuant to Resolution No. 594-2022 and renewed pursuant to Resolution No. 471-2023, a copy of which is on file with the clerk of this Board; and

WHEREAS, Sufficient funds exist in the 2019 FLCC Maintenance Capital Project; and

WHEREAS, The Public Works Committee recommends adoption of this resolution; now, therefore, be it

RESOLVED, That subject to review and approval of the County Attorney as to form, the Board of Supervisors hereby accepts the proposal dated June 12, 2024, from Elmer W. Davis, 1217 Clifford Avenue, Rochester, New York 14621, to replace the stairwell roof at Main Campus for a cost not to exceed Eighteen Thousand Three Hundred Fifteen Dollars ($18,315.00), and authorizes and empowers the County Administrator to execute a contract with said firm for said work for said amount; and further

RESOLVED, That the term of said contract shall commence on July 12, 2024, and terminate on December 31, 2024; and further

RESOLVED, That the cost of said contract be paid from budget line HHH05719 54491 – General Construction of Capital Project H057-19; and further

RESOLVED, That the Department of Finance is directed to make all necessary budgetary and accounting entries to effect the intent of this resolution for a total project budget of One Million Two Hundred Seventy-Nine Thousand Dollars ($1,279,000.00); and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to the County Finance Department and the Vice President of Administration and Finance at Finger Lakes Community College.

RESOLUTION NO. 429-2024
AUTHORIZATION TO SIGN CHARGE READY NY 2.0 SITE HOST AGREEMENT WITH NYSERDA FOR FUNDING FOR EV CHARGING STATIONS AT FLCC

WHEREAS, The New York Energy Research and Development Authority (NYSERDA) provides financial incentives for the purchase and installation of charging stations for electric vehicles for use by the general public (EV Charging Stations); and

WHEREAS, NYSERDA designates contractors that municipalities can use without competitive bidding for the purchase and installation of EV Charging Stations; and

WHEREAS, The Director of Facilities and Grounds at Finger Lakes Community College (FLCC) and the County Director of Planning have solicited proposals from multiple firms designated by NYSERDA to install EV Charging Stations at the main FLCC Campus and FLCC has determined that the proposal from Jacomb, LLC, 7401 Willowbrook Rd., Victor NY 14564 to install six dual port level 2 EV Charging Stations adjacent to parking lot G near the ticket booth as said project can be completed without any cost to the County of FLCC; and

WHEREAS, In order to obtain the financial incentive from NYSERDA, the County of Ontario as the titleholder of the property where FLCC desires to have said EV Charging Stations installed, must be a party to the NYSERDA Charge REady NY 2.0 Site Host Agreement, a copy of which is on file with the Clerk of this Board; and

WHEREAS, The Public Works Committee recommends adoption of this resolution; now, therefore, be it

RESOLVED, That pursuant to review and approval of the County Attorney as to form, this Board hereby authorizes and empowers the County Administrator to sign the NYSERDA Charge Ready NY 2.0 Site Host Agreement necessary for FLCC to apply for and receive NYSERDA financial incentives for the installation of six (6) dual port level 2 EV Charging Stations in parking lot G on the FLCC Main Campus; and further

RESOLVED, That a certified copy of this resolution be sent to the Director of Planning along with said Charge Ready NY 2.0 Site Host Agreement once signed by the County Administrator for submission to NYSERDA; and further

RESOLVED, That this resolution take effect immediately.

RESOLUTION NO. 430-2024
APPROVAL OF AGREEMENT WITH FLCC CONCERNING EV CHARGING STATIONS IN PARKING LOT G

WHEREAS, Finger Lakes Community College (FLCC) wishes to purchase and have six dual port level 2 electric vehicle charging stations (EV Charging Stations) installed adjacent to parking lot G near the ticket booth on the FLCC main campus using financial incentives from the New York State Energy Research and Development Authority (NYSERDA) under NYSERDA's Charge Ready 2.0 grant program; and

WHEREAS, FLCC intends to contract with a NYSERDA designated provider and installer of EV Charging Stations, Jacomb LLC, 7401 Willowbrook Rd., Victor, NY 14564; and

WHEREAS, In order to receive financial incentives from NYSERDA, the recipient must agree to cover all expenses in excess of the financial incentives available from NYSERDA, operate and maintain the EV Charging Stations and provide access to them for the general public, report to NYSERDA on usage of said EV Charging Stations, and comply with all other NYSERDA requirements; and

WHEREAS, The County Attorney has prepared a proposed agreement between FLCC and the County wherein FLCC shall assume sole responsibility for covering any and all costs for the purchase, installation, operation, repair, and maintenance of EV Charging Stations in parking lot G at the FLCC main campus using only contractors and professionals approved by NYSERDA, comply with all requirements of NYSERDA for the receipt of said financial incentives, comply with all federal, state, and local laws in regard to installation and operation of said EV Charging Stations, hold the County harmless from any liability arising from the installation or operation of the EV Charging Stations, and provide the County with copies of all project records such as plans and specifications for the installation of said EV Charging Stations, a copy of which is on file with the Clerk of this Board; now, therefore, be it

RESOLVED, That subject to the approval of the County Attorney as to form, the agreement between the County and Finger Lakes Community College regarding the purchase, installation, and operation of Electric Vehicle Charging Stations adjacent to parking lot G near the ticket booth on main campus of Finger Lakes Community College is hereby approved and the County Administrator be and hereby is authorized and empowered to execute said agreement; and further

RESOLVED, That an Ontario County Code Enforcement Officer designated by the Director of Planning shall be responsible for issuing building permits, performing inspections during construction, and issuing a certificate of compliance under their responsibility for Administration of the New York State Uniform Fire Prevention and Building Code for installation of any Electric Vehicle Charging Stations at Finger Lakes Community College; and further

RESOLVED, Finger Lakes Community College shall be solely responsible for providing all plans and specifications required by the designated County Code Enforcement Officer as said Officer deems necessary for the issuance of a building permit for the installation of said EV Charging Stations; and further

RESOLVED, That Finger Lakes Community College shall be solely responsible for providing any third party specialty inspections such as but not limited to concrete strength tests and electrical inspections from third party licensed inspectors approved by the designated County Code Enforcement Officer prior to issuance of a certificate of compliance for the installation of EV Charging Stations at Finger Lakes Community College; and further

RESOLVED, That a copy of this resolution be sent to the Vice President for Administration and Finance at Finger Lakes Community College by the Clerk of this Board.

The foregoing block of seven resolutions passed. Yes; 20, No; 0; Abstained; 0

Supervisor Jared Simpson offered the following two resolutions as a block and moved for its adoption, seconded by Supervisor William Wellman:

RESOLUTION NO. 431-2024
CAPITAL PROJECT NO. H033-16
SPACE REORGANIZATION AND SECURITY ENHANCEMENT
OF 3010 COUNTY COMPLEX DRIVE
AUTHORIZATION OF A NO COST TIME EXTENSION TO THE PIKE CONTRACT
FOR COST ESTIMATING AND CONSTRUCTION MANAGEMENT SERVICES

WHEREAS, Resolution No. 375-2016 established Capital Project No. 02-2016 “Space Reorganization and Security Enhancement of Ontario County Human Services Building Project”, now known as Capital Project No. H033-16 (the Project); and

WHEREAS, Resolution No. 429-2022 authorized a contract with The Pike Company, 1 Circle, St, Rochester, NY 14607 (the Vendor) to provide cost estimating and construction management services for the Project (the Contract); and

WHEREAS, The Contract has an expiration date of 7/15/24; and

WHEREAS, After receipt of bids, execution of the PLA and other Project milestones, the Vendor now anticipates their contracted work will be completed on or before 7/7/26; and

WHEREAS, The County and the Vendor would like to execute a no-cost time extension so that the contract would expire on 7/7/26; and

WHEREAS, The Public Works Committee has reviewed this resolution and recommends its adoption; now, therefore, be it

RESOLVED, That upon review and approval by the County Attorney as to form, the Board of Supervisors hereby authorizes execution of a no-cost time extension with the Vendor to extend the expiration date of the Contract to 7/7/26 (the Amendment); and further

RESOLVED, That the County Administrator is hereby authorized to execute the Amendment and any and all other documents necessary to effect the intent of this Resolution; and further

RESOLVED, That the Department of Finance is authorized to make all necessary budgetary and accounting entries to effectuate the intent of this resolution; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to the Ontario County Finance Department.

RESOLUTION NO. 432-2024
CAPITAL PROJECT NO. H074-20
COUNTYWIDE COLD STORAGE PROJECT
AUTHORIZATION TO CONTRACT WITH QPK DESIGN LLP
AND BUDGET AMENDMENT
FOR CONCEPT DESIGN SERVICES FOR SHERIFF'S STORAGE

WHEREAS, Resolution No. 756-2020 established Capital Project No. H074-20 “Countywide Cold Storage Project”; and

WHEREAS, As part of that project, the County would like to enlist the services of a qualified design consultant to assist with site selection and develop a concept plan, cost estimates and construction schedule for a storage building to be used by the Ontario County Office of the Sheriff (the Project); and

WHEREAS, Staff solicited and reviewed 7 proposals and recommend executing a contract with QPK Design LLP at 450 South Salina St, Syracuse, NY 13202 (the Consultant) to provide services as described in their proposal dated 5/13/24 for an amount not to exceed $41,300.00; and

WHEREAS, The Public Works Committee and Ways and Means Committee has reviewed this resolution and recommends its adoption; now, therefore, be it

RESOLVED, The following budget transfer is approved:

Line Item	Description	Current Budget	Change	Revised Budget
Appropriations				
HHH07420 52450	Equipment Building and Maintenance	$11,220.00	$0.00	$11,220.00
HHH07420 54495	Architectural and Engineering	$0.00	+$41,300.00	$41,300.00
HHH07420 54491	General Construction	$105,855.55	$0.00	$105,855.55
HHH07420 54731	Contingency	$887,924.45	-$41,300.00	$846,624.45
Revenue				
HHH07420 45031	Interfund Transfer	$1,005,000.00	$0.00	$1,005,000.00

and further

RESOLVED, Upon review and approval by the County Attorney as to form, the Board of Supervisors hereby accepts the proposal from QPK Design LLP to provide services as described in their proposal dated 5/13/24 for an amount not to exceed $41,300.00 (the Contract); and further

RESOLVED, The County Administrator is authorized to execute the Contract and all other documents necessary to effect the intent of this Resolution; and further

RESOLVED, That the cost of said contract with QPK Design LLP be paid from budget line HHH07420 54495 – Architectural and Engineering of Capital Project No. H074-20; and further

RESOLVED, That the term of said contract shall commence on July 12, 2024, and terminate on July 12, 2025; and further

RESOLVED, That the Department of Finance is directed to make all necessary budget and accounting entries to effect the intent of this resolution for a total project budget of One Million Five Thousand Dollars ($1,005,000.00); and further

RESOLVED, The County Administrator is also authorized to execute a 6 month no-cost time extension to the contract after approval by the Public Works Committee; and further

RESOLVED, A certified copy of this resolution is to be sent by the Clerk of this Board to the Ontario County Finance Department.

The foregoing block of two resolutions passed. Yes; 20, No; 0; Abstained; 0

Supervisor Jared Simpson offered the following two resolutions as a block and moved for its adoption, seconded by Supervisor Frederick Stresing:

RESOLUTION NO. 433-2024

CAPITAL PROJECT NO. H078-21
COUNTY ROAD 22 PREVENTATIVE MAINTENANCE
ACCEPTANCE OF SUPPLEMENTAL AGREEMENT #1
TO NEW YORK STATE REVENUE CONTRACT

WHEREAS, Resolution No. 498-2021 created Capital Project No. H078-21, County Road 22 Preventative Maintenance, and authorized the acceptance of the New York State Revenue Contract for the Scoping and Preliminary Engineering Phases for the Project; and

WHEREAS, A project for County Road 22 Preventative Maintenance, P.I.N. 40N0.08 ("the Project"), Town of Canandaigua, Ontario County, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such projects to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, The Board of Supervisors desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of County Road 22 Preventative Maintenance; and

WHEREAS, Resolution No. 132-2024 awarded contracts for construction and construction inspection services; and

WHEREAS, Supplemental Agreement #1 increases the funding for the construction phase and has been received; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed this resolution and recommend its approval; now, therefore, be it

RESOLVED, That the capital project budget be amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH07821 54491	General Construction	$156,272.62	0.00	$156,272.62
HHH07821 54495	Architectural & Engineering	$66,200.00	0.00	$66,200.00
HHH07821 54865	Administration	0.00	+$1,000.00	+$1,000.00
HHH07821 54731	Contingency	$11,720.45	+$7,593.93	$19,314.38
Revenue:				
HHH07821 43089	State Aid	$33,013.96	+$3,405.04	$36,419.00
HHH07821 44597	Federal Aid	$187,354.45	+$6,874.55	$194,229.00

HHH07821 45031	Interfund Transfer-D Fund	$13,824.66	-$1,685.66	$12,139.00

and further

RESOLVED, That the Finance Department is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution; and further

RESOLVED, That the Board of Supervisors hereby authorizes the County Administrator to pay in the first instance 100% of the federal and non-federal share of the cost of the construction phase work for the Project or portions thereof; and further

RESOLVED, That the sum of $12,139 is hereby appropriated from the Ontario County Highway Fund and made available to cover the cost of participation in the above phase of the Project; and further

RESOLVED, That the Department of Finance be, and hereby is, authorized to advance funds as necessary from the County Road "D" Fund to pay for any costs incurred before the receipt of Federal or non-Federal Aid; and further

RESOLVED, That in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon notification by the New York State Department of Transportation; and further

RESOLVED, That the Ontario County Board of Supervisors accepts Supplemental #1 to the New York State Revenue Contract for Capital Project No. H078-21, County Road 22 Preventative Maintenance; and further

RESOLVED, That the County Administrator be, and hereby is, authorized to execute all necessary Agreements and certifications on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of Federal-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and further

RESOLVED, That the Commissioner of Public Works be, and hereby is, authorized to execute any reimbursement requests for Federal Aid on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with this Project; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to the Department of Finance and the New York State Department of Transportation, Local Project Liaison, Region 4 Office, 1530 Jefferson Road, Rochester, NY 14623.

RESOLUTION NO. 434-2024
CAPITAL PROJECT NO. H079-21
COUNTY ROAD 8 PREVENTATIVE MAINTENANCE ACCEPTANCE OF SUPPLEMENTAL AGREEMENT #1 TO NEW YORK STATE REVENUE CONTRACT

WHEREAS, Resolution No. 499-2021 created Capital Project No. H079-21, County Road 8 Preventative Maintenance, and authorized the acceptance of the New York State Revenue

Contract for the Scoping and Preliminary Engineering Phases for the Project; and

WHEREAS, A project for County Road 8 Preventative Maintenance, P.I.N. 40N0.09 ("the Project"), Town of Farmington, Ontario County, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such projects to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, The Board of Supervisors desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of County Road 8 Preventative Maintenance; and

WHEREAS, Resolution No. 132-2024 awarded contracts for construction and construction inspection services; and

WHEREAS, Supplemental Agreement #1 increases the funding for the construction phase and has been received; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed this resolution and recommend its approval; now, therefore, be it

RESOLVED, That the capital project budget be amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH07821 54491	General Construction	$993,961.87	0.00	$993,961.87
HHH07821 54495	Architectural & Engineering	$249,400.00	0.00	$249,400.00
HHH07821 54865	Administration	0.00	+$1,000.00	$1,000.00
HHH07821 54731	Contingency	$74,547.14	-$12,846.01	$61,701.13
Revenue:				
HHH07821 43089	State Aid	$179,161.35	+$16,747.65	$195,909.00
HHH07821 44597	Federal Aid	$1,054,327.21	-$9,476.21	$1,044,851.00
HHH07821 45031	Interfund Transfer- D Fund	$84,420.45	-$19,117.45	$65,303.00

and further

RESOLVED, That the Finance Department is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution; and further

RESOLVED, That the Board of Supervisors hereby authorizes the County Administrator to pay in the first instance 100% of the federal and non-federal share of the cost of the construction phase work for the Project or portions thereof; and further

RESOLVED, That the sum of $65,303 is hereby appropriated from the Ontario County Highway Fund and made available to cover the cost of participation in the above phase of the Project; and further

RESOLVED, That the Department of Finance be, and hereby is, authorized to advance funds as necessary from the County Road “D” Fund to pay for any costs incurred before the receipt of Federal or non-Federal Aid; and further

RESOLVED, That in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon notification by the New York State Department of Transportation; and further

RESOLVED, That the Ontario County Board of Supervisors accepts Supplemental #1 to the New York State Revenue Contract for Capital Project No. H079-21, County Road 8 Preventative Maintenance; and further

RESOLVED, That the County Administrator be, and hereby is, authorized to execute all necessary Agreements and certifications on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality’s first instance funding of project costs and permanent funding of the local share of Federal-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and further

RESOLVED, That the Commissioner of Public Works be, and hereby is, authorized to execute any reimbursement requests for Federal Aid on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with this Project; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to the Department of Finance and the New York State Department of Transportation, Local Project Liaison, Region 4 Office, 1530 Jefferson Road, Rochester, NY 14623.

The foregoing block of two resolutions passed. Yes; 20, No; 0; Abstained; 0

Supervisor Jared Simpson offered the following two resolutions as a block and moved for its adoption, seconded by Supervisor Jack Marren:

RESOLUTION NO. 435-2024
CAPITAL PROJECT NO. H094-23
ONTARIO COUNTY ROUTE 364 SIDEWALK AND BIKE PATH
CAPITAL PROJECT ACCEPTANCE OF STATE LOCAL AGREEMENT #2
AND AUTHORIZATION TO PAY 20% FOR
RIGHT-OF-WAY ACQUISITION SERVICES

WHEREAS, A project for a sidewalk and bike path on NY 364 between County Road 50 (aka Lakeshore Drive) and Marvin Sands Drive, P.I.N. D040386, (the “Project”) is eligible for funding under TAP and Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such TAP projects to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, The County of Ontario desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of right of way acquisition work for the project or portions thereof, with the federal share of such costs to be applied directly by the New York State Department of Transportation ("NYSDOT") pursuant to Agreement; and

WHEREAS, Resolution 251-2023 established Capital Project No. H094-23 as the Ontario County Route 364 Sidewalk and Bike Path Capital Project; and

WHEREAS, Resolution No. 150-2023 awarded the preliminary engineering phase of the Project to Fisher Associates; and

WHEREAS, Resolution No. 252-2023 accepted the state local agreement and authorization to pay a 20% deposit to the NYSDOT for State Administered ROW services; and

WHEREAS, Resolution No. 234-2024 accepted the amended agreement to Fisher Associates for final design and project bidding; and

WHEREAS, An agreement has been received from the NYSDOT which establishes a budget of $36,000 for state administered right-of-way services; and

WHEREAS, The NYSDOT requires a deposit from Ontario County equal to the local share of these funds in the amount of $7,200 for the ROW acquisition phase of the project; and

WHEREAS, The Department of Public Works have reviewed and approved the budget and scope for these services; and

WHEREAS, The Public Works Committee and Ways and Means Committee have reviewed this resolution and recommend its approval; now, therefore, be it

RESOLVED, That the Capital project budget be amended as follows:

	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH09423 54495	Architectural/Engineering	$420,000.00	+$72,000.00	$492,000.00
HHH09423 54731	Contingency	$294,400.00	-$7,200.00	$287,200.00
Revenues:				
HHH09423 42705	Gifts and Donations	$300,000.00		$300,000.00
HHH09423 44597	Federal Aid	$336,000.00	+$57,600.00	$393,600.00
HHH09423	Interfund Transfer	$78,400.00	+$7,200.00	$85,600.00

45031				

and further

RESOLVED, That the Finance Department is authorized to make the necessary budgetary and accounting entries to effectuate the intent of this resolution; and further

RESOLVED, That the Board of Supervisors hereby authorizes the County of Ontario to pay in the first instance the full non-federal share of the cost of the right-of-way acquisition phase for the Project; and further

RESOLVED, The Ontario County Board of Supervisors hereby approves the payment of funds in the amount of $7,200 for the ROW acquisition phase of the project; and

RESOLVED, That the County Administrator be, and hereby is, authorized to execute all necessary Agreements and certifications on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and further

RESOLVED, That in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation; and further

RESOLVED, That the Ontario County Board of Supervisors accepts the Supplemental #1 to the New York State Revenue Contract for Capital Project No. H094-23, Ontario County RT 364 Sidewalk and Bike Path Capital Project; and further

RESOLVED, That the County Administrator be, and hereby is, authorized to execute all necessary Agreements and certifications on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of Federal-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and further

RESOLVED, That the Commissioner of Public Works be, and hereby is, authorized to execute any reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Board of Supervisors with the New York State Department of Transportation in connection with the Project; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to the Department of Finance and the New York State Department of Transportation, Local Project Liaison, Region 4 Office, 1530 Jefferson Road, Rochester, NY 14623.

RESOLUTION NO. 436-2024
CAPITAL PROJECT NO. H094-23
ROUTE 364 SIDEWALK AND BIKE PATH CAPITAL PROJECT
APPROVAL OF AGREEMENT TO ACCEPT FUNDING

FROM THE TOWN OF CANANDAIGUA

WHEREAS, A project for a sidewalk and bike path on NY 364 between County Road 50 (aka Lakeshore Drive) and Marvin Sands Drive, (the “Project”) has been awarded a $1,657,600.00 grant by New York State Department of Transportation under the Transportation Alternatives Program (TAP) – Congestion Mitigation and Air Quality Improvement Program (CMAQ), that calls for the apportionment of the costs of such projects to be borne at the ratio of 80% TAP-CMAQ funds and 20% local funds; and

WHEREAS, Resolution No. 56-2023 created Capital Project H094-2023 as the Route 364 Sidewalk and Bike Path Capital Project; and

WHEREAS, The Town of Canandaigua pledged to contribute $36,000.00 of the local funding for this project as part of the County's grant application for said TAP-CMAQ funds; and

WHEREAS, Said funding from the Town of Canandaigua is now needed to advance the construction portion of this capital project; and

WHEREAS, A draft agreement between the County and the Town of Canandaigua wherein the Town will provide said funding for said project is on file with the Clerk of this Board; and

WHEREAS, The Public Works Committee and the Ways and Means Committee recommend adoption of this resolution; now, therefore, be it

RESOLVED, That the budget for Capital Project H094-23 be amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriation:				
HHH09423 54459	Architectural/ Engineering	$492,000.00	$0.00	$492,000.00
HHH09423 54731	Contingency	$287,200.00	+$36,000.00	$323,200.00
Revenues:				
HHH09423 42705	Gifts and Donations	$300,000.00	$0.00	$300,000.00
HHH09423 42210	General Services Other Govts	$0.00	$36,000.00	$36,000.00
HHH09423 43589	St Aid Other Transporation	$0.00	$0.00	$0.00
HHH09423 44597	Fed Aid Transportation CP	$393,600.00	$0.00	$393,600.00
HHH09423 45031	Interfund Transfer	$85,600.00	$0.00	$85,600.00

and further

RESOLVED, That subject to review and approval of the County Attorney as to form the proposed agreement between Ontario County and the Town of Canandaigua wherein the Town shall provide Thirty Six Thousand Dollars ($36,000.00) as part of the local share of the cost of the Rt 364 and the County shall design and implement said project; and further

RESOLVED, That the Department of Finance is authorized to make the necessary accounting and budget entries to effect the intent of this Resolution for a total project budget of $815,200.00; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board of Supervisors to the Department of Finance and the Town of Canandaigua.

The foregoing block of two resolutions passed. Yes; 20, No; 0; Abstained; 0

Supervisor Jared Simpson offered the following resolution and moved for its adoption, seconded by Supervisor John Pruett:

RESOLUTION NO. 437-2024
RENEWAL OF BID B22056 FOR AS-NEEDED ROOF REPAIR WORK

WHEREAS, Resolution No. 594-2022 awarded bid B22056 for on-demand roof repairs to Elmer W. Davis, Harvey Strassner Contracting and Spring Sheet Metal & Roofing; and

WHEREAS, Resolution No. 471-2023 renewed said bid until October 6, 2024; and

WHEREAS, The Department of Public Works requires timely repairs made to the roofs of County buildings on an as-needed basis; and

WHEREAS, The following vendors have agreed to renew their bids at the current price structure; and

Primary Vendor	Elmer W. Davis	1217 Clifford Avenue, Rochester, New York 14621
Secondary Vendor	Harvey Strassner Contracting	3035 Ridgeway Avenue, Rochester, NY 14606
Tertiary Vendor	Spring Sheet Metal & Roofing	678 Clinton Ave. South Rochester, NY 14620

WHEREAS, The Public Works Committee has reviewed this resolution and recommends renewal of said bid; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors authorizes the renewal of bid B22056 for roof repair per the tabulation sheet on file with the Clerk of the Board for a period effective October 7, 2024 through October 6, 2025; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Elmer W. Davis, Inc., Harvey Strassner Contracting LLC. and Spring Sheet Metal & Roofing, LLC.

Passed. Yes; 20, No; 0, Abstained; 0

Ways & Means Committee

Supervisor David Baker offered the following resolution and moved for its adoption, seconded by Supervisor Daniel Marshall:

RESOLUTION NO. 438-2024
RESOLUTION ADOPTING 2025 SALARIES FOR ATTORNEY COMPENSATION PLAN

WHEREAS, Employees covered under the Attorney Compensation Plan are not represented by employee organizations under the Taylor Law, and their salaries have not or will not be fixed under employment contracts between the County and employee organizations; and

WHEREAS, The former Management Compensation Plan will be separated into an Attorney Compensation Plan for all lawyers in each of the legal departments, a Public Safety Administration Compensation Plan for the non-elected and non-union titles in the Office of the Sheriff, and a Management Compensation Plan for all other managerial and confidential titles; and

WHEREAS, The Ways and Means Committee has reviewed and recommends that the Attorney Compensation Plan setting forth salaries and step increments for all attorneys for 2025, which includes a general wage increase of at least 3.5%, hereto annexed and made a part of this resolution, be adopted; and

WHEREAS, All titles must be reallocated to different salary bands on this new Attorney Compensation Plan; and

WHEREAS, The Associate Level Attorney Compensation Plan that was established by Res. No, 536-2006 and amended by Res. Nos. 456-2018 and 429-2021 which set forth the method and timing of step increases for Associate Level Attorneys is no longer necessary and can be repealed; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby adopt the salary and step schedules entitled, “2025 Attorney Compensation Plan” for Salaried and Exempt Attorney Employees with the appropriate salary band indicated for each title, which is hereto annexed and made a part of this resolution, effective January 1, 2025; and further

RESOLVED, That the Associate Level Attorney Compensation Plan adopted by Res No. 536-2006, as amended, is hereby repealed; and further

RESOLVED, That entry-level attorneys who have graduated from law school but who are awaiting admission to the New York State Bar and license from the Office of Court Administration to practice law shall also be designated as “Associate Level Attorney” for compensation purposes but placed in Attorney Compensation Band 5, step 1 and upon admission to the New York State Bar will be automatically moved to Attorney Compensation Band 4, Step 1 at the start of the next pay period following their admission; and further

RESOLVED, That it is the responsibility of each Appointing Authority who hires an unlicensed Associate Level Attorney to provide the required training and supervision and also to obtain approval of the Appellate Division, Fourth Judicial Department for the unlicensed Associate Level Attorney to engage in the limited practice of law pursuant to Part 524 of the Rules of the Court of Appeals and/or Judiciary Law §§478 and 484; and further

RESOLVED, That all licensed entry-level attorneys in any County legal department shall be designated as "Associate Level Attorney" for compensation purposes and placed in Attorney Compensation Band 4, Step 1 upon initial appointment; and further

RESOLVED, That the licensed Associate Level Attorneys shall continue to increment one step annually during each of their first two years of employment with satisfactory performance, and upon the approval of the appropriate Appointing Authority as set forth in a Report of Personnel Change, may be placed in Attorney Compensation Band 3, Step 1, upon their third annual increment date; and further

RESOLVED, That copies of this Resolution shall be sent by the Clerk of the Board to the Director of Human Resources, the County Attorney, the District Attorney, the Conflict Defender, and the Public Defender.

Passed. Yes; 20, No; 0, Abstained; 0

Unfinished Business:

Supervisor Peter Ingalsbe called up laidover Resolution No. 363-2024.

RESOLUTION NO. 363-2024
AUTHORIZATION TO AWARD RFP R24055
FOR APPRAISAL AND CONSULTATION SERVICES

WHEREAS, The County's Purchasing Department solicited proposals (R24055) for Appraisal and Consultation Services; and

WHEREAS, It is in the best interest of the County to award to multiple vendors to ensure services can be rendered when needed; and

WHEREAS, The Governmental Operations and Insurance Committee has reviewed and recommends award of this RFP; now, therefore, be it

RESOLVED, That the Ontario County Board of Supervisors hereby authorizes the award of the RFP from the vendors listed below:

Vendor Name	Vendor Address	Services
Bruckner, Tillett, Rossi, Cahill & Associates	500 Linden Oaks, Suite 130 Rochester, NY 14625	Appraisal Consultation, Appraisal Report, and Appraisal Review
GAR Associates LLC	5500 Main Street, Suite 348 Williamsville, NY 14221	Appraisal Consultation, County-wide Valuation Factor, Appraisal Report, and Appraisal Review

and further

RESOLVED, The proposals are to be awarded for the time period of July 1, 2024 to June 30, 2025 with up to two (2) twelve-month renewals upon agreement of all parties; and further

RESOLVED, That certified copies of this resolution be sent by the Clerk of this Board to Bruckner, Tillett, Rossi, Cahill & Associates (kaitlin@btrca.com) and GAR Associates LLC (cbaire@gar-associates.com).

Passed. Yes; 19, No; 1 Daryl Marshall, Abstained; 0

Addendum (Requires Waiver Of The Rules)

Supervisor Jared Simpson offered the following resolution and moved for its adoption, seconded by Supervisor Dale Stell:

RESOLUTION NO. 439-2024
CAPITAL PROJECT NO. H033-16
SPACE REORGANIZATION AND SECURITY ENHANCEMENT
OF 3010 COUNTY COMPLEX DRIVE
AUTHORIZING BUDGET APPROPRIATION TO FACILITATE
FIREPROOFING REMOVAL AND REAPPLICATION

WHEREAS, Resolution No. 375-2016 established Capital Project No. 33-2016 "Space Reorganization and Security Enhancement of Ontario County Human Services Building Project"; now known as Capital Project No. H033-16 (the project); and

WHEREAS, Resolution No. 128-2024 amended the budget to award C&S Technical Resources, Inc. as the construction contractor under the Project Labor Agreement as authorized by Resolution No. 765-2023; and

WHEREAS, During the demolition phase, it was discovered that planned disturbance to fire proofing would cause dust containing trace amounts of asbestos that federal standards for construction, under the Occupational Safety and Health Administration (OSHA), requires work be done under certain, but not all, abatement protocols; and

WHEREAS, It was determined the best course of action is to remove the fire proofing and apply materials adhering to current environmental standards as described in OSHA and NYS Department of Labor regulations; and

WHEREAS, The Contractor (C&S Technical Resources), Design Architect (QPK Design), Construction Manager (Pike Company) and County Staff worked to quantify the scope of the labor intensive effort needed to remove and re-install the fire proofing, which will be done in two phases in adherence with the overall construction schedule; and

WHEREAS, The total budget for these two phases of work is not expected to exceed $1,500,000 and will be funded with an appropriation from existing county fund balance; and

WHEREAS, The Public Works and Ways and Means Committees have reviewed this resolution and recommend its adoption; now, therefore, be it

RESOLVED, That the following budget transfer is approved:

Account	Description	Amount
AA995099 59000	Transfer to Capital Projects	$1,500,000.00
AA 30599	Appropriated Fund Balance	$1,500,000.00

RESOLVED, That the budget of Capital Project No. H033-16 is amended as follows:

Line	Description	Current Budget	Change	Revised Budget
Appropriations:				
HHH03316 54260	Consultation and Professional	$1,362,987.00	0.00	$1,362,987.00
HHH03316 54491	General Construction	$17,779,692.00	0.00	$17,779,692.00
HHH03316 54495	Architectural/Engineering	$1,650,708.00	0.00	$1,650,708.00
HHH03316 54731	Contingency	$0.00	0.00	$0.00
HHH03316 54743	Change Order Contingency	$592,613.00	$1,500,000.00	$2,092,613.00
HHH03316 54865	Administration	$14,000.00	0.00	$14,000.00
Revenue:				
HHH03316 45031	Interfund Transfer	$21,400,000.00	$1,500,000.00	$22,900,000.00

RESOLVED, That nothing herein shall be construed as having transferred to any officer or employee of the County any power of the Board of Supervisors, which retains absolute authority to discontinue by majority of the weighted vote any action taken without prior authorization of the Board; and further

RESOLVED, That the Ontario County Finance Department is directed to make all necessary budgetary and accounting entries, including transferring funds appropriated by this resolution between existing accounts in the table above, to effectuate the intent of this resolution for a total project budget of $22,900,000, twenty-two million nine hundred thousand and zero dollars; and further

RESOLVED, That a certified copy of this resolution be sent by the Clerk of this Board to the Ontario County Finance Department.

Passed. Yes; 20, No; 0, Abstained; 0

Adjournment:

On a motion of Supervisor Peter Ingalsbe, seconded by Supervisor Daryl Marshall, the Board of Supervisors meeting was adjourned at 06:57 PM.